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**MOTOROLA**  
**FAX TRANSMITTAL SHEET**

Motorola, Inc.  
Intellectual Property Section  
Law Department  
3102 North 56<sup>th</sup> Street  
Phoenix, Arizona 85018  
Telephone: 602-952-3482  
Facsimile: (602) 952-4376

**OFFICIAL**

19

Number of Pages (including this page)

Date: August 19, 2004  
To: Examiner Trinh - Art Unit 3729  
Location: United States Patent and Trademark Office  
Fax No.: 703-872-9306  
From: William E. Koch - 29,659  
Subject: 09/940757- Wei et al.

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**MESSAGE:**

Enclosed herewith, please find amendment for filing in the below-identified application.

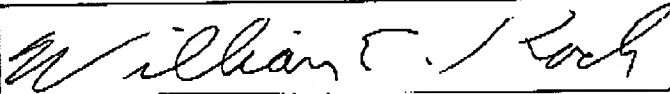
DOCKET NO. CR00 046

<b>TRANSMITTAL FORM</b>	Application Number	09/940757	
	Filing Date	August 28, 2001	
	First Named Inventor	Wei et al.	
	Group Art Unit	3729	
	Examiner Name	Trinh	
Total Number of Pages in this Submission		Attorney Docket Number	CR00-046


  

ENCLOSURES		(check all that apply)
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input checked="" type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input type="checkbox"/> Other Enclosure(s) (please identify below) <input type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> Associate Power of Attorney <input type="checkbox"/> RCE
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual	William E. Koch	Registration No.	29,659
Signature			
Date	19 Aug 04		

CERTIFICATE OF TRANSMITTAL/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to facsimile number <u>7038729306</u> or deposited with the United States Postal Service with sufficient postage thereon, as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on the date listed below:			
Typed or printed name	Sally Hartway	Date	8/19/04
Signature			

<b>FEE TRANSMITTAL</b>  Patent fees are subject to annual revision				<b>Complete if Known</b>																																																																																																																																																																																																																												
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ADDITIONAL FEES  <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee</th> <th>Fee</th> <th>Fee</th> <th>Fee</th> <th>Fee Description</th> </tr> <tr> <th>Code</th> <th>Code</th> <th>(\$)</th> <th>Code</th> <th>Code</th> <th>(\$)</th> <th></th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>205</td> <td>65</td> <td></td> <td></td> <td>Surcharge - late filing fee or oath</td> </tr> <tr> <td>1052</td> <td>50</td> <td>227</td> <td>25</td> <td></td> <td></td> <td>Surcharge - late provisional filing</td> </tr> <tr> <td>1053</td> <td>130</td> <td>139</td> <td>130</td> <td></td> <td></td> <td>Non-English specification</td> </tr> <tr> <td>1812</td> <td>2520</td> <td>147</td> <td>2520</td> <td></td> <td></td> <td>For filing a request for ex parte Reexamination</td> </tr> <tr> <td>1804</td> <td>920*</td> <td>112</td> <td>920*</td> <td></td> <td></td> <td>Requesting publication of SIR prior to Examiner action</td> </tr> <tr> <td>1805</td> <td>1840*</td> <td>113</td> <td>1840*</td> <td></td> <td></td> <td>Requesting publication of SIR after Examiner action</td> </tr> <tr> <td>1251</td> <td>110</td> <td>215</td> <td>55</td> <td></td> <td></td> <td>Extension for reply within first month</td> </tr> <tr> <td>1252</td> <td>420</td> <td>216</td> <td>200</td> <td></td> <td></td> <td>Extension for reply within second month</td> </tr> <tr> <td>1253</td> <td>950</td> <td>217</td> <td>460</td> <td></td> <td></td> <td>Extension for reply within third month</td> </tr> <tr> <td>1254</td> <td>1480</td> <td>218</td> <td>720</td> <td></td> <td></td> <td>Extension for reply within fourth month</td> </tr> <tr> <td>1255</td> <td>2010</td> <td>228</td> <td>980</td> <td></td> <td></td> <td>Extension for reply within fifth month</td> </tr> <tr> <td>1401</td> <td>330</td> <td>219</td> <td>160</td> <td></td> <td></td> <td>Notice of Appeal</td> </tr> <tr> <td>1402</td> <td>330</td> <td>220</td> <td>180</td> <td></td> <td></td> <td>Filing a brief in support of an appeal</td> </tr> <tr> <td>1403</td> <td>290</td> <td>221</td> <td>140</td> <td></td> <td></td> <td>Request for oral hearing</td> </tr> <tr> <td>1451</td> <td>1510</td> <td>138</td> <td>1510</td> <td></td> <td></td> <td>Petition to institute a public use proceeding</td> </tr> <tr> <td>1452</td> <td>110</td> <td>240</td> <td>55</td> <td></td> <td></td> <td>Petition to revive - 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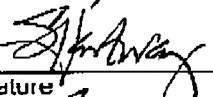
**OFFICIAL**CR 00-046  
PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S) Wei, Yi, et al. GROUP ART UNIT: 3729  
APPLN. NO.: 09/940,757 EXAMINER: Trinh, Minh N.  
FILED: 08/28/2001  
TITLE: METHOD FOR MAKING A VACUUM MICROELECTRONIC DEVICE  
DATE: AUGUST 16, 2004

**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this correspondence is being  
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on August 19, 2004



Signature Sally Hartway

Printed Name of Person Signing Certificate

**AMENDMENT**

Commissioner for Patents,  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SIR:**

In response to the Office Action mailed MAY 13, 2004, please amend and reconsider the above-identified application as shown below in the included pages entitled "Amendments to the Claims" and "Remarks". A Petition for Extension of Time to respond, with fee authorization, is submitted concurrently herewith.